

**DECLARATION AND POWER OF ATTORNEY**  
(Patent, Design or C-I-P Application)

As a below-named inventor, I hereby declare that:

My residence, post office, address and citizenship are as stated below next to my name  
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint  
inventor (if plural names are stated below) of the subject matter which is claimed and for which a patent is sought  
on the invention entitled ADAPTIVE SOFTWARE MANAGEMENT the specification of which

XX is attached hereto  
— was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on

I hereby state that I have reviewed and understand the contents of the above-entitled specification, including the  
claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in  
accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35 United States Code, §119 of any foreign application(s) for  
patent or inventor's certificate listed below and have also identified below any foreign application for patent or  
inventor's certificate having a filing date before that of the application on which priority is claimed.

| COUNTRY | APPLICATION NO. | DATE OF FILING | PRIORITY CLAIMED UNDER 35<br>U.S.C. 119 |
|---------|-----------------|----------------|---|
|         |                 |                | Yes <u>      </u> No <u>      </u>      |

LISTING OF FOREIGN APPLICATIONS CONTINUED ON PAGE 2 HEREOF YES        NO       

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s)  
listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in  
the prior United States application in the manner provided by the first page of Title 35, United States  
Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of  
Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the  
national or PCT International filing date of this application

\_\_\_\_\_ (Application Serial No.)

\_\_\_\_\_ (Filing Date)

\_\_\_\_\_ (Status)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional  
application(s) listed below:

\_\_\_\_\_ (Application Serial No.)

\_\_\_\_\_ (Filing Date)

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or  
agent(s) to prosecute this application and transact all business in the Patent and Trademark Office  
connected therewith.

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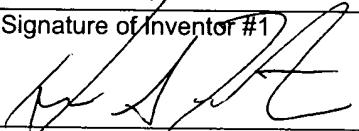
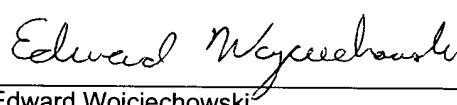
**DECLARATION AND POWER OF ATTORNEY**  
 (Patent, Design or C-I-P Application)

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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|---|--|
| Signature of Inventor #1  | Signature of Inventor #  |
|  |  |
| Howard Scott Forstrom   | Edward Wojciechowski   |
| Date:<br><i>11 Sept 03</i>  | Date:<br><i>Sept. 11, 2003</i>   |